

DISTRICT ATTORNEY  
GIVEN TESTIMONYBaker Asked to Investigate  
Fernald's Conduct.

BANK BOOK IN EVIDENCE

Former Engineer Made Large  
Deposits in Short Time.Sensation at Yesterday's Session of  
Investigation into Alleged Irregu-  
larities in Engineering Depart-  
ment—Put Money in Bank at Dates  
Corresponding to Payments Made  
by District—Sidney Bieber on Rack.There were two striking features about  
the investigation into the alleged irregu-  
larities in the engineering department of  
the District of Columbia yesterday.The first was the damaging testimony  
offered as to the sums of money de-  
posited in the National Capital Bank by  
Charles Fernald; the other was the  
astounding grilling that the ubiquitous  
Sidney Bieber got at the hands of At-  
torney Douglas.

"Sidney Bieber, capitalist," is the way

he described himself at the investi-  
gation, and with his nobby clothes and  
immaculate appearance he may have felt  
the part. But before Mr. Douglas got  
through with him Mr. Bieber had sought  
refuge in declining to answer a number  
of pertinent questions, and was mopping  
his forehead as if the narration of  
how he sought to buy the asphalt plant  
of the Brennan Construction Company  
was about the hardest work he had ever  
done.It will be remembered that testimony  
had been offered to the effect that Sid-  
ney Bieber had gone to an employee of  
the Brennan Company, and had made an  
offer of \$25,000 if the Brennan Company  
would not compete on the big First street  
job, which was afterward divided be-  
tween the Cranfords and the Brennan  
Company. Mr. Bieber denied any knowl-  
edge of such a transaction, but averred  
that, learning that the asphalt plant of  
the Brennan Company was carrying a  
mortgage of \$70,000 he had offered to pay  
over \$25,000 for the equity in the company.It was with some reluctance that he  
had to admit that he did not know any-  
thing about the asphalt paving business,  
but, being a capitalist, he thought he  
would "take a flyer" in it. It is not too  
much to say that of all the witnesses  
called so far in this investigation Sidney  
Bieber made distinctly the worst im-  
pression. He gave a great sigh of relief  
when Attorney Douglas allowed him to  
step down from the gridiron.

Bank Deposits Interesting.

The testimony as to the finances of  
Charles Fernald were important as show-  
ing a strange coincidence in the amounts  
of money deposited in the National Cap-  
ital Bank and the dates when these de-  
posits were made, always coming close to  
the times when Charles McDermott re-  
ceived his money for public work, done  
under the supervision of Mr. Fernald's  
department. It was brought out that  
Charles Fernald received a salary of  
about \$1,500 a year, and yet the bank's  
records, put in evidence, showed that  
from June, 1904, until January, 1908, Mr.  
Fernald had deposited no less than \$16,  
832.06.There seemed to be some thought, too,  
that Mr. Fernald might have deposited  
other sums of money in other banks, and  
so, at the suggestion of Commissioner  
Macfarland, letters were sent to every  
bank cashier in Washington asking if  
there were, and if answers are not re-  
ceived the cashiers will be subpoenaed.An effort was made, also, to have Mr.  
Fernald take the witness stand in his  
own behalf, but his counsel objected on  
the ground that the testimony taken at  
this investigation will be submitted to  
the United States district attorney, and  
he could not be asked to furnish ammu-  
nition for the other side.Each day's investigation makes it clear-  
er and clearer that there is something  
"rotten in Denmark," and it is also be-  
coming plainer and plainer that all the  
truth about the relations between men  
who wanted to do work for the District  
and those who had the letting of the  
work is going to be hard to get at.But great progress has been made to-  
ward showing how vitally necessary for  
the good reputation of the District govern-  
ment the present investigation is.

Fernald Refuses to Testify.

The most sensational development of the  
session came just before adjournment,  
when Charles Fernald, former assistant  
engineer of highways, upon whose actions  
a great deal of the testimony was hinged,  
acting under advice of his counsel, re-  
fused to testify before the Commission-  
ers, and would not submit to cross-ex-  
amination.Immediately after the refusal of Fer-  
nald to testify the Commissioners an-  
nounced that they would turn over all  
the evidence that has been adduced before  
them to the United States district at-  
torney, so that he could present it to  
the grand jury. This action will be  
taken to-day, and further evidence heard  
will be turned over to the attorney as  
rapidly as it is adduced.The first witness called at the morning  
session was Henry H. McKee, cashier  
of the National Capital Bank. His tes-  
timony was regarding deposits made by  
Fernald. Attorney Laskey, representing

## DECLINE TO DON OVERALLS.

Wives and Daughters of Dairy-  
men Resent Act of Board of Health.Middletown, N. Y., May 22.—The orders  
issued by the board of health of New  
York City requiring that all persons who  
milk cows must wear white duck over-  
alls and jackets, otherwise the milk will  
not be allowed to enter New York, have  
placed the majority of the milk producers  
in a predicament.Much of the milking has heretofore been  
done by the wives and daughters of farm-  
ers, all of whom now declare they will  
never don the overalls. The farmers think  
they cannot afford to dispense with their  
female help, and they are at a loss to  
know what to do.

STAGE COACH WASHED AWAY.

Driver and Several Passengers Are  
Drowned Near Keyser, W. Va.

Special to The Washington Herald.

Keyser, W. Va., May 22.—A report  
reached here to-night that the stage  
coach which plies between this city and Moore-  
field was swept away at a treacherous  
ford near Burlington.From Burlington, the intelligence comes  
that two trunks were seen floating down  
Patterson Creek this evening. As there  
were trunks on the stage, this is taken  
as confirmation of the report of disaster,  
in which the driver and several passen-  
gers were drowned. The horses were  
also lost.Telephone poles were torn down, and  
all information has been shut off.

THREE KILLED IN COLLAPSE.

Bridge Falls Just After Loaded Car  
Has Crossed It.Detroit, Mich., May 22.—The Howard  
Street Bridge, over the Michigan Central  
Railroad, collapsed this afternoon. Eight  
men were thrown to the tracks below.  
Three are dead, two are dying, and the  
others are badly hurt.A Sherman street car, loaded with pas-  
sengers, had just left the bridge when it  
collapsed. Had it been two seconds  
later, had a hundred people would have  
been caught in the accident.The injured were rushed to the hospital,  
and two of those are pronounced fatally  
hurt.

## FAITH IN LEADERS

Political Thought Turning to  
Business, Says Shaw.

## LOVE OF POWER IS GROWING

Former Secretary Decries Tendency  
to Credit Governors for Legisla-  
tion, but Praises Roosevelt for  
Meeting—Tasks Made Necessary by  
Our Increasing Evolution.Chicago, May 22.—"The trend of the  
times is toward political bossism," said  
Lester M. Shaw, formerly Secretary of  
the Treasury, before the National Elec-  
tric Light Association at the Auditorium  
to-day. His audience, remembering the  
speaker's recent political experience,  
began to give closer attention."He who through love of power reaches  
out his hand to crush a business op-  
ponent is universally considered worthy  
of the penitentiary," Mr. Shaw went on,  
"while they who through love of power  
reach out their hands to crush political  
opponents in both State and nation are  
recipients of the highest encomiums from  
the press, pulpit, and people."Mr. Shaw once possessed considerable  
political power, but his Presidential am-  
bitions were crushed when his home  
State instructed unanimously for another  
candidate.

Executives Held Responsible.

"In several of the States," he went on  
to explain, "the people are holding the  
governor responsible for legislation, are  
demanding that he coerce the legislative  
department, if necessary. They are giv-  
ing him all the credit for such legisla-  
tion as is enacted. No man and no  
score of men is responsible for this sen-  
timent. It is a part of the evolution of  
the times. Let me be misunderstood, I  
want to repeat substantially what I have  
said many times: I believe that Presi-  
dent Roosevelt has met and performed  
the task which our increasing evolution  
has made it necessary to do, as success-  
fully and as well as any of his prede-  
cessors."

## SENATOR PLATT TO RETIRE.

Tells Reporter He Will Not Be a  
Candidate for Re-election.New York, May 22.—The American this  
morning prints an interview by one of its  
staff men with Senator Platt, in which  
he paid compliments to Mae C. Wood, and  
incidentally made the positive announce-  
ment that he will not be a candidate to  
succeed himself at the expiration of his  
term, a year from next March.

## TWO FEUDISTS WOUNDED.

Father and Son Open Fire on Neigh-  
bors Near Pocomoke.Pocomoke, Md., May 22.—As a result of  
a family feud of several months standing,  
John H. Parks and his son, L. C. Parks,  
of Cedarhall neighborhood, this afternoon  
shot and probably fatally wounded Ed-  
ward J. Brittingham and a relative,  
Charles E. Brittingham.All parties are prominent, and, as ex-  
citement is running high, further trouble  
is feared.

Will Rival the Standard.

San Francisco, May 22.—The Union Oil  
Company, most of whose shareholders  
live in Southern California, has increased  
its capital stock from \$10,000,000 to \$20,  
000,000. It will make the Union company  
the most formidable competitor of the  
Standard Oil Company.\$125 to Baltimore and Return.  
Via Baltimore and Ohio Railroad to-day  
and to-morrow.Virginia Pine Flooring, \$1.50 Per 100 Ft.  
Frank Libbey & Co., 6th & N. Y. ave. nw.

## FIGURE IN PAVING SCANDAL INVESTIGATION.



## LETTER ARRAIGNS FERNALD.

May 22, 1908.

Hon. D. W. Baker, Attorney of the United States for the District  
of Columbia.Sir: The Commissioners of the District of Columbia are  
now engaged in an investigation to ascertain whether any District  
employee or official has been guilty of misconduct in office or has  
been guilty of any improper practices.Sufficient evidence has been adduced to afford reasonable  
ground for a particular inquiry into the conduct of Mr. Charles  
Fernald, lately an Assistant Engineer in the District service, but  
whose official relation to this District has been heretofore deter-  
mined by the action of the Commissioners and they have now no  
control over him.Among other matters involving the conduct of Mr. Fernald  
while in the employment of the District of Columbia, and while  
certain public work was under his inspection, it has been devel-  
oped by this investigation that he has received large sums of  
money, out of proportion to his circumstances, which he refused  
to account for.As the Commissioners have no means of tracing the sources  
of the receipt of this money, and are convinced that there may be  
probable cause for prosecution, they now submit the testimony in  
this matter to you in your official capacity, so that you may make  
due investigation and determine whether such probable cause ex-  
ists; and if so found by you, that you may take such further action  
as to you may seem proper.When the Commissioners have finished their investigation they  
will forward to you all additional testimony taken by them in their  
investigation.Very respectfully,  
HENRY B. F. MACFARLAND,  
President of the Board of Commissioners of the  
District of Columbia.

## CREWS MAY BE CASHIERED.

Girls Presence on Torpedo-boat De-  
stroyer Leads to Investigation.Vallejo, Cal., May 22.—If the story told  
by nineteen-year-old Olga Ise, of Los  
Angeles, proves true, the crews of the  
torpedo destroyers Truxton and Hopkins  
will probably be cashiered from Uncle  
Sam's navy.Olga was arrested yesterday while  
loitering around the wharves talking to  
sailors. She said she lived in Los Angeles  
with her brother and sister, and that she  
accepted an invitation of a sailor on the  
Truxton to go from San Pedro to Santa  
Cruz.The officers suspected something, and at  
the last moment she was transferred to  
the Hopkins, in which she was  
incidentally made the positive announce-  
ment that he will not be a candidate to  
succeed himself at the expiration of his  
term, a year from next March.

## BANK AUDITOR ARRESTED.

Man Who Sold Stolen Securities  
Taken Back to Boston.Providence, R. I., May 22.—Hadley J.  
Gardner, who gives his business as bank  
auditor, was arrested here to-day on a  
charge of larceny in connection with the  
disappearance of certificates representing  
12,300 shares of stock of the Bay State  
Gas Company.These securities were in a satchel stolen  
from South Station, Boston, Tuesday.  
Gardner was located in the Commercial  
Hotel, and was arrested this morning.Through Sleeping Cars to  
Cleveland and ChicagoVia the Pennsylvania Railroad. Leave  
Washington at 6:45 p. m. daily on the  
"Chicago Limited," no extra fare.North Carolina Flooring, \$2.25 Per 100 Ft.  
Frank Libbey & Co., 6th & N. Y. ave. nw.

## MIDDY PIERSON RESIGNS.

Member of Football Team Will Be  
Permitted to Graduate.Annapolis, Md., May 22.—An order from  
the Navy Department accepting the resig-  
nation of William B. Pierson, of Phila-  
delphia, a member of the graduating  
class, because of physical disqualification,  
was promulgated before the brigade of  
midshipmen at supper formation to-night.The resignation will not take effect until  
June 6, so that Pierson will receive his  
diploma on commencement day, June 5.  
Pierson was one of the thirteen mem-  
bers of his class who were found dis-  
qualified physically at the recent annual  
examinations, and although the depart-  
ment decided to allow them to finish their  
two years' sea course and then be re-  
examined, Pierson preferred to resign.Pierson's incapacity is the result of an  
injury sustained in football practice two  
years ago, when the ligaments of the  
right knee were badly torn. The injury  
has been troublesome ever since. Pierson  
played tackle on the eleven at the time  
of his injury.

## KILLED OVER DRINK OF BEER.

Young Man at Tazewell Shot After  
Quarrel with Friend.Tazewell, Va., May 22.—Marcus Grose-  
clove, about thirty years of age, a well-  
known man about town, was shot and in-  
stantly killed last night by Oscar Keesee.  
The young men were in a dispute over  
a bottle of beer, it is said, and Grose-  
clove hit Keesee with a piece of wood, where-  
upon Keesee drew his gun and shot  
Groseclove in the breast.Keesee escaped to the mountains, and  
has not been captured.Commencement Bouquets and Baskets.  
Blackstone, 14th and H sts. nw.Alabama Flooring, \$2.25 Per 100 Ft.  
Frank Libbey & Co., 6th & N. Y. ave. nw.Mississippi Flooring, \$2.25 Per 100 Ft.  
Frank Libbey & Co., 6th & N. Y. ave. nw.resided in Missouri. One day the wife  
and three children died suddenly. Brim-  
mingstall says that they were killed by  
drinking alkali water. He denies that he  
killed them.The officers are investigating the other  
crimes which Brimmingstall is believed to  
have been connected with. Brimmingstall  
is still in the dark cell at Cassopolis.District Attorney Bresnahan said to-  
night:  
"Brimmingstall told me to-night that  
he would have a statement to make in  
which he would make clear a number of  
things. So far he has not confessed to  
any crime committed in Michigan."Mr. Bresnahan said that he had ques-  
tioned Brimmingstall relative to a re-  
port that he was an accomplice of Mrs.  
Gunness."There is nothing to that rumor. I do  
not believe that Brimmingstall ever heard  
of Mrs. Gunness until he read about her  
crimes in the newspaper. He told me  
that he did not know her, and I think  
he was truthful."Brimmingstall will probably be ar-  
raigned Monday.

PASTOR UNDER A CLOUD.

Resigns When Caught Writing Let-  
ters to Young Lady.Leavenworth, Kans., May 22.—Rev.  
Robert Fitzgerald Ellwood, pastor of the  
First Presbyterian Church, of this city,  
tendered his resignation to the elders of  
the church this morning. The resignation  
was accepted at a special meeting of the  
elders this afternoon, and it is not ex-  
pected Mr. Ellwood will occupy the pulpit  
of the church again.The resignation of Mr. Ellwood, who is  
married, is said to be due to his writing  
letters to a young lady member of the  
church choir.

BROTHERS FIGHT WITH CLUBS.

Sons of Wealthy Pennsylvania Man  
Renew Old Quarrel.Butler, Pa., May 22.—William W. Cam-  
pbell and Samuel G. Campbell, brothers,  
have each been held under heavy bail  
by different justices charged with as-  
sault and battery, and more serious  
charges may be made, as it is alleged  
they tried to kill each other with clubs.The Campbells are wealthy men, both  
sons of the late A. Campbell, of Petro-  
oil king, and for some time member of  
the Pennsylvania legislature. A Camp-  
bell died, leaving an immense estate some  
years ago.

## RAY LAMPHERE HELD

Laporte Man Is Indicted for  
Arson and Murder.

## OTHER VICTIMS ARE SOUGHT

Dayton Man Believed Among Those  
Lured to Gunness Home—Sheriff  
Finds Skull on Farm—New Yorker  
Says He Saw Woman Several Days  
After the Indiana Tragedy.Laporte, Ind., May 22.—Ray Lamphere  
must answer to the charge of murder and  
arson. The grand jury which has been  
investigating the Gunness house on the  
hill and its tragedies came into Judge  
Richter's court this afternoon and re-  
turned three indictments.Ray Lamphere is charged with arson  
in the setting fire to the home of Mrs.  
Belle Gunness on the morning of April  
23, in which the murderers and her three  
children perished. He is charged with  
being both a principal and an accessory  
after the fact in the murder of Andrew  
Helgelein, of Aberdeen, S. Dak.There are two counts in the indict-  
ments. The first charges him with the  
murder of the Dakota man, and the  
second charges complicity in secret-  
ing and disposing of the body to escape  
arrest, capture, and punishment.He is charged with the murder of Mrs.  
Belle Gunness and her three children.  
There are four counts in this indictment,  
one for each of the victims.

Sheriff Finds a Skull.

Sheriff Snitzer this afternoon found  
a skull in a vault on the farm.A Dayton, Ohio, man may prove to be  
one of the victims of the Gunness char-  
nel house. Investigation is now being  
made to uncover another mystery. Cor-  
oner Mack this morning received the fol-  
lowing telegram from C. W. McLane, of  
the Ohio city:"Have you any Gunness effects marked  
L. T. P.?"Coroner Mack found a timepiece which  
bears the initials named in the telegram.  
This watch, which is of silver, was found  
in the debris of the house of tragedy.Communication has been opened with  
Mr. McLane, and there will likely be  
further developments.George E. Ellis, of New York, sent a  
letter to Sheriff Snitzer announcing that  
a few days after the burning of the  
Gunness house he saw Mrs. Gunness in  
New York City.

## PEARY GETS \$10,000.

Exchanges Felicitations With Presi-  
dent Roosevelt.Commander Robert E. Peary, U. S. N.,  
arctic explorer, has obtained about  
\$25,000 for use in fitting out the expedi-  
tion to the north pole, which he hopes  
will leave July 1 this year.About \$50,000 will be required for this  
purpose, and if the remainder is not ob-  
tained within the next two months, the  
project will probably have to be post-  
poned until next year.President Roosevelt yesterday gave out  
the following telegram from Commander  
Peary:New York, May 22, 1908.  
Ten thousand dollar check just received from  
Zeus Crane, Dalton, Mass.

PEARY.

President Roosevelt sent the following  
reply:The White House,  
Washington, May 22, 1908.Commander Robert E. Peary, U. S. N., New York:  
Telegram received. I heartily congratulate you  
on the magnificent gift of Mr. Crane. It will be  
a real milestone for the national standpoint if  
there should be any failure to send Mr. expedition.

THEODORE ROOSEVELT.

\$125 to Baltimore and Return.  
Saturdays and Sundays, via Penna. R. R.Good returning until Sunday night. All  
trains except the "Congressional Limited."Saturday Special.  
Roses, 5c dozen; peonies, 1c. Blackstone,  
14th and H sts. nw.Georgia Flooring, \$2.50 Per 100 Ft.  
Frank Libbey & Co., 6th & N. Y. ave. nw.POLICIES CLASH  
AT WHITE HOUSEPresident and Bonaparte Dis-  
agree Over Trust Suit.

TALK OF RESIGNATION

Attorney General Reported to  
Have Had His Way.Mr. Roosevelt Said to Have Given  
His Word to New Haven Railroad  
Officials that No Action Would Be  
Begun Against Company—Stormy  
Interview Following Announce-  
ment that Suit Had Been Filed.There was a clash of policies at the  
White House yesterday morning, and the  
encounter is said to have come near  
causing a rupture of official relations be-  
tween President Roosevelt and Attorney  
General Bonaparte.The President had one policy and Mr.  
Bonaparte another, and both had to do  
with the filing of a legal action against  
the New York, New Haven and Hartford  
Railroad Company, as an alleged com-  
bination in restraint of trade. There  
was an earnest and emphatic discussion  
between the President and Mr. Bonaparte,  
culminating, it is said, in a threat  
from the Attorney General to resign his  
office. The President is reported to have  
yielded, for a reason which will appear  
later, and the petition against the New  
Haven road was filed in Boston yester-  
day afternoon, although Mr. Roosevelt  
is understood to have been opposed, al-  
most until the last moment, to this ac-  
tion by the Department of Justice.Told chronologically, the events which  
culminated in the sensational event in  
the Cabinet room are as follows:"Several months ago representatives of  
the Department of Justice began an in-  
vestigation of the New Haven road, in-  
volving its ownership of electric lines in  
Massachusetts, Rhode Island, and Con-  
necticut, and its large interest, acquired  
last year, in the Boston and Maine Rail-  
road. District Attorney French, at Bos-  
ton, reported in favor of a suit against  
the company, setting forth that the in-  
vestigation had shown to his satisfaction  
that the New Haven road enjoyed almost  
a complete monopoly of transportation  
facilities in New England, and that this  
monopoly had been formed by the pur-  
chase and consolidation of formerly com-  
peting lines of steam and electric roads.Adverse Report by Purdy.  
When Mr. French's report came to  
Washington it was examined pretty thor-  
oughly by Milton D. Purdy, assistant to  
the Attorney General, who reported to  
Attorney General Bonaparte that he did  
not think the case against the New Haven  
road was a strong one, and that no ac-  
tion should be taken toward the dissolu-  
tion of the alleged merger.In the meantime representatives of the  
New Haven road, including two of its  
vice presidents, had several interviews  
with President Roosevelt, and it is said,  
in each case received the assurance that  
he had not consulted with the Attorney  
General about any legal action against  
the company, although, as was well  
known, the investigation had been com-  
pleted and a report made to the Depart-  
ment of Justice.The President, according to the story  
told last night, led the New Haven road's  
officers to believe that nothing would be  
done toward a prosecution of the com-  
pany under the anti-trust laws, and he  
assured them positively that in no event  
would any action be taken without noti-  
fication to them. About ten days ago it  
was said on competent authority that a  
suit was to be filed against the railroad  
company, but persons who asked the  
President about the contemplated action  
were assured that "nothing had been de-  
termined upon, and that the matter had  
not been brought to his attention in any  
way. This assurance is said to have been  
repeated on Wednesday in the strongest  
terms, when Timothy E. Byrnes, one of  
the New Haven road's vice presidents,  
called at the White House.

Announcement a Big Surprise.

Probably one of the most surprised  
men in the country yesterday morning  
was Mr. Byrnes when it became known  
that the Attorney General had formally  
announced through the several press  
agencies that a petition would be filed  
against the New Haven road in Boston  
yesterday afternoon. He was not more  
surprised, however, than President Roose-  
velt himself. The announcement came  
from the Department of Justice shortly  
before 10:30 o'clock. Half an hour later  
Mr. Bonaparte went over to the White  
House to attend the regular meeting of  
the Cabinet, but the news of the conten-  
tious action against the railroad com-  
pany had preceded him, and the Presi-  
dent is reported to have immediately  
asked him for an explanation of his action.  
The President's request for information  
was in the nature of taking Mr. Bonaparte  
into the confidence, explaining that he  
had found, after a competent investi-  
gation, that the New Haven road was vi-  
olating the terms of the Sherman anti-  
trust law, and that he understood it to be  
the policy of the administration to prose-  
cute such cases.

Attempt to "Kill" the News.

Either just before or just after the  
Attorney General's arrival at the White  
House, the President caused a telephone  
message to be sent to Mr. Bonaparte's  
private secretary, directing that he no-  
tify the newspaper correspondents to  
"kill" the announcement from Mr. Bonaparte's  
office that the New Haven road  
was to be prosecuted under the Sherman  
law. The private secretary was told that

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Baltimore & Ohio R. R. Excursion,  
\$1.00 to Frederick, Keedysville (for Antioch),  
Hagerstown, and return, Sunday,  
May 24. Special train leaves Union Sta-  
tion 8 a. m.Florida Flooring, \$2.50 Per 100 Ft.  
Frank Libbey & Co., 6th & N. Y. ave. nw.